

House File 493 - Introduced

HOUSE FILE 493

BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 140)

A BILL FOR

1 An Act relating to the penalty for failing to return a persons
2 with disabilities parking permit and using the permit to
3 park illegally.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321L.3, subsection 2, Code 2013, is
2 amended to read as follows:

3 2. A person who fails to return the persons with
4 disabilities parking permit and subsequently misuses the
5 permit by illegally parking in a persons with disabilities
6 parking space is guilty of a simple misdemeanor punishable
7 ~~as a scheduled violation under section 805.8A, subsection 1,~~
8 paragraph "c" by a fine of not less than five hundred dollars or
9 by imprisonment not to exceed thirty days, or by both.

10 Sec. 2. Section 805.8A, subsection 1, paragraph c, Code
11 2013, is amended to read as follows:

12 c. For violations under section 321L.2A, subsection 3,
13 ~~sections 321L.3, section~~ 321L.4, subsection 2, and section
14 321L.7, the scheduled fine is two hundred dollars.

15 EXPLANATION

16 Under current law, a persons with disabilities parking
17 permit must be returned to the department of transportation,
18 a driver's license station, or any law enforcement officer
19 when the person to whom the permit was issued is deceased or
20 moves out of state; when a person finds or obtains possession
21 of a permit not issued to that person; when the permit has
22 expired or has been revoked; or when a permit reported lost or
23 stolen is found, if the permit was subsequently replaced. A
24 person who fails to return a persons with disabilities parking
25 permit and subsequently uses the permit illegally to park in a
26 persons with disabilities parking space is guilty of a simple
27 misdemeanor punishable by a scheduled fine of \$200. This bill
28 changes that penalty to a simple misdemeanor punishable by a
29 minimum fine of \$500 or by imprisonment for not more than 30
30 days, or by both.

31 Pursuant to current law, persons with disabilities license
32 plates, persons with disabilities parking stickers, and
33 persons with disabilities removable windshield placards are
34 all included in the definition of "persons with disabilities
35 parking permit".